



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency: Home Care Quality Authority

- ☒ **Preproposal Statement of Inquiry was filed as WSR 09-08-079; or**
☐ **Expedited Rule Making--Proposed notice was filed as WSR _____; or**
☐ **Proposal is exempt under RCW 34.05.310(4).**

- ☒ **Original Notice**
☐ **Supplemental Notice to WSR _____**
☐ **Continuance of WSR _____**

Title of rule and other identifying information: (IP Fingerprinting, 120 Day Provisional Hire)

The Agency is amending and adopting new rules in WAC 257-10, Home Care Quality Authority – Referral registry: Amending 257-10-120 "What qualifies individual providers or prospective individual providers to be included on the referral registry?"

Hearing location(s):

Home Care Quality Authority Board Room
 4317 6th Avenue SE, Suite 101,
 Lacey, WA 98503

Link to HCQA map available from:
http://www.hcqa.wa.gov/Contact/contact_hcqa.html
 or by calling (360) 493-9350.

Date: August 25th, 2009 **Time:** 11:00am

Submit written comments to:

Name: Lisa Livingston, HCQA Rules Coordinator
 Address: PO Box 40940, Olympia, WA 98504-0940
 Delivery: 4317 6th Avenue SE, Suite 101, Lacey, WA 98503
 e-mail: llivingston@hcqa.wa.gov
 fax: (360)493-9380

by 5:00pm on August 25th, 2009

Assistance for persons with disabilities:

Contact: Lisa Livingston, by August 18th, 2009

Ph: (360) 493-9350

Date of intended adoption: Not earlier than September 22, 2009
 (Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

To maintain consistency with other WAC, statute and policies related to fingerprint-based background check requirements for individual providers.

This amendment will allow for a provider to be placed on the referral registry for a 120-day provisional period pending the outcome of the fingerprint check.

Reasons supporting proposal: See above.

Statutory authority for adoption: RCW 74.39A.280 (3)
 Authority Duties; Title 74 RCW

Statute being implemented: RCW 74.39A.280 (3)

Is rule necessary because of a:

Federal Law? ☐ Yes ☒ No
 Federal Court Decision? ☐ Yes ☒ No
 State Court Decision? ☐ Yes ☒ No
 If yes, CITATION:

DATE
 May 20th, 2009

NAME (type or print)
 Rick Hall

SIGNATURE

TITLE
 Executive Director

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
 STATE OF WASHINGTON
 FILED**

DATE: July 22, 2009

TIME: 11:24 AM

WSR 09-15-192

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: N/A

Name of proponent: (person or organization) Home Care Quality Authority

☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Lisa Livingston	P.O. Box 40940, Olympia, WA 98504-0940	(360) 493-9350
Implementation....Lisa Livingston	P.O. Box 40940, Olympia, WA 98504-0940	(360) 493-9350
Enforcement.....Rick Hall	P.O. Box 40940, Olympia, WA 98504-0940	(360) 493-9350

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No. Explain why no statement was prepared.

The Agency has determined that no new costs will be imposed on small businesses or non-profit organizations.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No: Please explain: Rule are exempt per RCW 34.05.328 (5)